

REMARKS

Applicants respectfully request further examination and reconsideration in view of the above amendments and the comments set forth fully below. Claims 31-35, 37-43 and 45-49 were pending. Within the Office Action, Claims 31-33, 35, 37-41 and 45 have been allowed and Claims 34, 42, 43 and 46-49 have been rejected. By the above amendments, Claims 34, 42 and 46-49 have been amended. Accordingly, Claims 31-35, 37-43 and 45-49 are now pending.

Rejections Under 35 U.S.C. § 112

Within the Office Action, Claims 34, 42, 43 and 46-49 have been rejected under 35 U.S.C. § 112, first paragraph, as based on a disclosure which is not enabling. Specifically, it is stated within the Office Action that in order for material to be expelled or purged from the vials there must first be material present in the vials and the claims do not establish that there is ever any material present in the vials. While the Applicants do not agree with the basis for this rejection, in order to further the prosecution of the present application, the independent Claims 34, 42 and 46-49 have been amended to include a dispensing limitation. Accordingly, it is specified within each of the independent Claim 34, 42 and 46-49 that one or more of the plurality of reagent solutions is dispensed through a selective one of the plurality of valves to a selective one or more of the first vial and the second vial, to perform synthesis within the selective one or more of the first vial and the second vial. Accordingly, this rejection should be withdrawn and Claims 34, 42, 43 and 46-49 found allowable.

Within the Office Action, it is indicated that Claims 31-33, 35, 37-41 and 45 are allowed.

Applicants respectfully submit that the claims, as amended, are now in a condition for allowance, and allowance at an early date would be appreciated. Should the Examiner have any questions or comments, they are encouraged to call the undersigned at (408) 530-9700 to discuss the same so that any outstanding issues can be expeditiously resolved.

Respectfully submitted,
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